

REVISED
MINUTES OF THE
NATURAL RESOURCES, AGRICULTURE, AND ENVIRONMENT INTERIM
COMMITTEE

Tuesday, January 15, 2002 - 9:00 a.m. - Room 303 State Capitol

Members Present:

Sen. Parley G. Hellewell, Senate Chair
Sen. Leonard M. Blackham
Sen. Bill Wright
Sen. Mike Dmitrich
Rep. Bradley T. Johnson, House Chair
Rep. Eli H. Anderson
Rep. Roger E. Barrus
Rep. Jackie Biskupski
Rep. Craig W. Buttars
Rep. David N. Cox
Rep. Margaret Dayton
Rep. Glenn A. Donnelson

Rep. Fred J. Fife III
Rep. James R. Gowans
Rep. Thomas Hatch
Rep. Darin G. Peterson
Rep. Michael R. Styler
Rep. Stephen H. Urquhart

Staff Present:

Mr. Brian Allred, Research Analyst
Ms. Jeanenne Larson, Associate General Counsel
Ms. Karen Holt, House Secretary

Note: A list of others present and a copy of materials can be found at <http://www.image.le.state.ut.us/imaging/history.asp> or contact the Office of Legislative Research and General Counsel.

1. Committee Business

Chair Johnson called the meeting to order at 9:12 a.m.

MOTION: Rep. Dayton moved to approve the minutes of January 9, 2002. The motion passed unanimously with Sen. Blackham, Sen. Dmitrich, Rep. Anderson, Rep. Buttars, and Rep. Donnelson absent for the vote.

2. Bills Considered:

SB0096 "Uranium Mill Tailings Oversight" (B. Wright)

MOTION: Sen. Wright moved to delete in title and body S.B. 96 and to replace it with 1st Substitute S.B. 96. The motion passed unanimously with Sen. Blackham, Sen. Dmitrich, Rep. Anderson, Rep. Buttars, and Rep. Hatch absent for the vote.

Sen. Wright introduced the substitute bill.

Mr. Bill Sinclair, Department of Environmental Quality, further explained the bill.

Handouts were distributed.

Mr. David R. Bird, attorney for Parsons Behle & Latimer, spoke for the bill.

MOTION: Rep. Gowans moved to recommend that the Senate Rules Committee place 1st Substitute S.B. 96 on the Second Reading Calendar. The motion passed unanimously with Rep. Anderson, Rep. Donnelson, and Rep. Hatch absent for the vote.

HB0197 "Off-highway Vehicle Amendments (B. Goodfellow)

Rep. Goodfellow introduced the bill.

Mr. Steve Roberts, Parks Department, further explained the bill.

A handout was distributed.

Mr. Fred Hayes, Utah State Parks, spoke for the bill.

Mr. Wayne Jones, Utah Power Sport Assn., spoke for the bill.

MOTION: Rep. Barrus moved to adopt the following amendment:

Page 3, Line 71: Reinstates "[~~red or orange in color and~~]" and after "a minimum of" reinstates "[~~six by 12~~]" and delete "36 square"

SUBSTITUTE MOTION: Sen. Wright moved to adopt the following amendments:

1. Page 4, Lines 107 and 108: Reinstates "[~~Any~~]", delete "A", reinstates "[~~convicted of a violation of~~]"
Reinstates "[~~and shall be fined not more than \$50 per offense~~]"
2. Page 4, Line 91 and 92: Reinstates "[~~Any~~]", delete "A", reinstates "[~~convicted of a violation of~~]"
Reinstates "[~~and shall be fined not more than \$50 per offense~~]"

The substitute motion passed with Rep. Peterson voting no, and Rep. Anderson and Rep. Hatch absent for the vote.

MOTION: Rep. Dayton moved to recommend that the House Rules Committee place 1st Substitute H.B. 197 on the Third House Reading Calendar. The motion passed unanimously with Rep. Anderson and Rep. Hatch absent for the vote.

SB0037 "Mutual Water Company Change Applications" (L. Blackham)

Sen. Blackham introduced the bill.

Sen. Blackham moved to adopt the following amendment:

Page 3, line 63: After line 63 insert: "(f) A water company may deny a change application request if any part of the proposed place of use under the change application is located outside the state."

The motion to amend passed unanimously with Rep. Anderson and Rep. Hatch absent for the vote.

Mr. Dallin Jensen, attorney for Parsons Behle & Latimer, spoke against the amendment.

Mr. Mike Quealy, Utah Attorney General's Office, spoke to the bill.

Mr. Eugene Johanson, Emery County Water Conservancy District, spoke to the bill.

MOTION: Sen. Blackham moved to withdraw the amendment. The motion passed with Rep. Johnson voting no, and Rep. Hatch absent for the vote.

Mr. Warren Peterson, attorney for Waddingham & Peterson, spoke to the bill.

MOTION: Rep. Styler moved to recommend that the Senate Rules Committee place S.B. 37 on the Second Reading Calendar.

Mr. Fred Finlinson, representing several water companies, spoke in favor of the bill.

Mr. Bob Morgan, State Engineer's Office, spoke to the bill.

Mr. Craig Johansen, Emery County Public Lands, spoke for the bill.

Mr. Dallin Jensen, Parsons, Behle, & Latimer, spoke to the bill.

Mr. Tracy Behling, Ferron Canal and Reservoir Co., spoke to the bill.

The motion passed unanimously with Rep. Hatch absent for the vote.

SB0094 "Agricultural Protection Act Amendments" (*L. Blackham*)

Sen. Blackham introduced the bill.

Mr. Wes Quinton, Utah Farm Bureau, spoke in favor of the bill.

Ms. Debbie Goodman, Audubon Council, spoke in favor of the bill.

MOTION: Rep. Gowans moved to recommend that the Senate Rules Committee place S.B. 94 on the Second Reading Calendar. The motion passed unanimously with Rep. Hatch absent for the vote.

3. Adjourn

MOTION: Rep. Cox moved to adjourn the meeting. The motion passed unanimously with Rep. Hatch absent for the vote.

Chair Johnson adjourned the meeting at 10:49 a.m.

